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## Facsimile Transmittal Cover Sheet

|                 |                                         |                                                |                                                                                |
|-----------------|-----------------------------------------|------------------------------------------------|--------------------------------------------------------------------------------|
| <b>To:</b>      | <u>Office of Petitions</u>              | <b>From:</b>                                   | <u>Heather M. Barnes, Esq.</u>                                                 |
| <b>Company:</b> | <u>U.S. Patent and Trademark Office</u> | <b>Date:</b>                                   | <u>February 24, 2004</u>                                                       |
| <b>Phone:</b>   | <u>703-305-9282</u>                     | <b>Re:</b>                                     | <u>Petition for Revival of an Application for Patent Abandoned Unavoidably</u> |
| <b>Fax:</b>     | <u>703-872-9306</u>                     | <b>Total pages (Including cover sheet): 32</b> |                                                                                |
| <b>CC:</b>      |                                         |                                                |                                                                                |

☐ Urgent    ☐ For Review    ☐ Please Comment    ☐ Please Reply    ☐ FYI

Comments:

If problems arise during transmission, please contact  
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Client No.: 30163.30197  
Facsimile No.: 703-872-9306

#565593 v1

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PTO/SB/B1 (10-00)

Approved for use through 10/31/2002. OMB 0551-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)****Docket Number (Optional)**  
DN1998188US  
(30163.30197)

First named inventor: Albert James Yovichin, et al.

Group Art Unit: 1733

Application Number: 08/231,393

Examiner: Geoffrey L. Knable

Filed: August 20, 2001

Title: HOT FORMING SYSTEM TO PRODUCE PRE-CURED INNERLINERS

Attention: Office of Petitions  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

**1. Petition Fee**

- ☐ small entity – fee \$55.00 (37 CFR 1.17(l)). Applicant claims small entity status.  
See 37 CFR 1.27.
- ☒ other than small entity – fee \$110.00 (37 CFR 1.17(l))

**2. Reply and/or fee**

- A. The reply and/or fee to the above-noted Office action in the form of a check

- ☐ has been filed previously on
- ☐ is enclosed herewith

- B. the issue fee of \$

- ☐ has been paid previously on
- ☐ is enclosed herewith.

- C. ☒ The Commissioner is hereby authorized to charge the fees to the above Office action by this paper and during the entire pendency of this application to Account No. 501210.

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.  
DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/81 (10-00)

Approved for use through 10/31/2002, OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.37(A)****3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of ☐ \$55.00 for a small entity of ☐ \$110.00 for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

February 24, 2004  
Date

Heather M. Barnes  
Heather M. Barnes, Esq.

Telephone No.: (330) 535-5711  
Fax No.: (330) 253-8601

Reg. No. 44,022  
500 First National Tower  
Akron, Ohio 44308-1471

- Enclosures: ☐ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unavoidable delay
- ☐ Other:

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 2-0231.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

2/24/04  
Date

Connie J. Nutt  
Connie J. Nutt

PTO/SB/E1 (10-00)

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.37(A)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

February 24, 2004  
Date

Heather M. Barnes  
Heather M. Barnes, Esq.  
Reg. No. 44,022  
500 First National Tower  
Akron, Ohio 44308-1471

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

Declarations of Heather M. Barnes, James E. Elder, and Patrick C. Lublin are enclosed herewith.

#565539 v1

(Please attach additional sheets if additional space is necessary)

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